

Federal Communications Commission

DA 03-1062

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of

Amendment of Section 73.622(b),  
Table of Allotments,  
Digital Television Broadcast Stations.  
(Jackson, Wyoming)

MB Docket No. 02-375  
RM-10605

**REPORT AND ORDER**  
**(Proceeding Terminated)**

**Adopted: April 2, 2003**

**Released: April 11, 2003**

By the Chief, Video Division:

1. At the request of Two Ocean Broadcasting Company ("Two Ocean"), licensee of station KJWY-TV, Jackson, Wyoming, the Commission has before it the Notice of Proposed Rule Making, 17 FCC Rcd 2469 (2002), proposing the substitution of DTV channel 4 for DTV channel 14. Two Ocean filed comments. No other comments were received.

2. In its petition, Two Ocean claimed that there is inadequate antenna space at its current site for the KJWY's allocated VHF facility. Two Ocean stated that adoption of its proposal would enable it to change the equipment to conform to the limited space available at its transmitter site.

3. We believe the public interest would be served by substituting DTV channel 4 for DTV channel 14 since it will permit KJWY to operate at its current antenna location. DTV channel 4 can be allotted to Jackson, Wyoming, as proposed, in compliance with the principle community coverage requirement of Section 73.625(a) at coordinates 43-2042 N. and 110-45-10 W. In addition, we find that this channel is acceptable under the 2 percent criterion for *de minimis* impact that is applied in evaluating requests for modification of initial DTV allotments under Section 73.623(c)(2) for Station KJWY-DT with the following specifications:

<u>State &amp; City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop. (thous.)</u>
WY Jackson	4	1	300	21

4. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective May 27, 2003, the DTV Table of Allotments, Section 73.622(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, to read as follows:

CityChannel No.

Jackson, Wyoming

**4**

**4. IT IS FURTHER ORDERED.** That within 45 days of the effective date of this Order, Two Ocean Broadcasting Company shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV Channel **4** in lieu of DTV Channel **14** for station KJWY-DT.

**5. IT IS FURTHER ORDERED.** That this proceeding IS TERMINATED

**6.** For further information concerning this proceeding, contact Pam Blumenthal, Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman  
Chief, Video Division  
Media Bureau